

**BETWEEN:** **JACKSON NOAL**  
Claimant/Judgment Creditor

**AND:** **MINISTER OF INTERNAL AFFAIRS**  
First Defendant/Judgment Debtor

**AND:** **POLICE COMMISSIONER**  
Second Defendant/Judgment Debtor

*Mr George Boar for the Judgment Creditor*  
*Mr Tom Joe Botleng for the Judgment Debtors*

**JUDGMENT**

This is an application for Enforcement Warrant filed by counsel for the Judgment Creditor on 7 February 2008.

On 6 September 2006, by consent of parties the Court issued a Consent Order in favour of the Claimant in the judgment sum of Vatu 3,500,000.

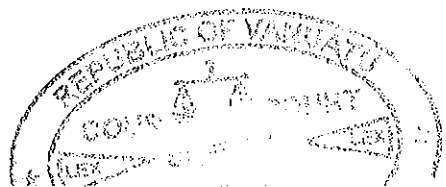
On 28 November 2007, an Enforcement Order was made for the First and Second Defendants to pay the balance of 3,000,000 by way of settlement as set out in the Enforcement Order.

The First and Second Defendants fail to pay as ordered.

The next step taken by the Claimant by counsel is the filing of an Application for Enforcement Warrant seeking Orders that:

1. The Claimant ask the Court to cease and sell through Sheriff & Police, vehicle Reg. Compol 1 & Compol 2.
2. Costs.
3. Any other order deem just by the Court.

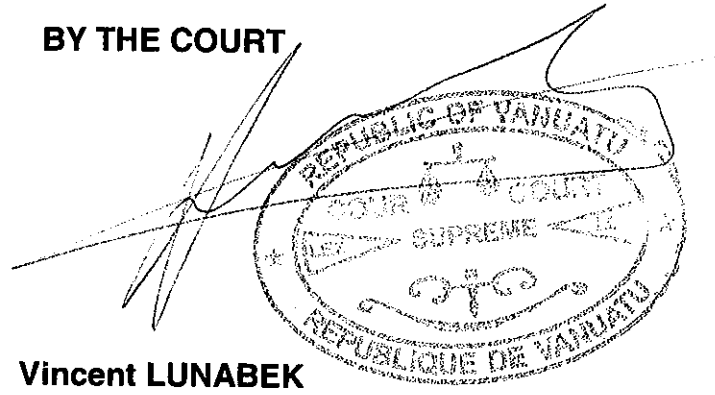
I hear counsel's submissions. I dismiss the application as it is premature. Before the Court can do what is sought in the application an examination of the



enforcement debtors under Rule 14.7 is necessary in order to ascertain the financial affairs and also as in the present case to ascertain the ownership of vehicles Reg. Compol 1 and Compol 2 through evidence.

**DATED at Port-Vila this 18<sup>th</sup> day of March 2008**

**BY THE COURT**



**Vincent LUNABEK**  
**Chief Justice**